

Natural Resources, Energy & Water

Representative Gail Griffin, Chairman

Representative Judy Burges, Vice-Chairman

Paul Bergelin, Legislative Research Analyst

Ahjahna Graham, Assistant Legislative Research Analyst

Manuel Nieves, Legislative Intern



[P 105]
[P 108]

Proposition 105 Clause
Proposition 108 Clause

Bill	Chapter	Short Title	Page
HB 2033	20	state mine inspector; qualifications	124
HB 2034	9	noxious weeds; government projects	124
HB 2036	3	electric cooperatives; broadband service; fees	124
HB 2037	92	geological survey; state geologist	124
HB 2038	128	salvage permit; big game animals	124
HB 2041	21	groundwater replenishment reserves	124
HB 2042	32	aquifer protection permits; injection wells	125
HB 2043	37	underground storage tanks; performance standards	125
HB 2056	22	water conservation notice; no forfeiture	125
HB 2078	4	groundwater; waterlogged area exemption; date	125
HB 2079	190	conservation districts; water; invasive vegetation	125
HB 2247	261	DCS; records; data; access	125
HB 2249	33	state lands; leases; renewal applications	126
HB 2329	27	air quality; omnibus	126
HB 2388	262	NOW: water supply development fund	126
HB 2441	85	water; substitute acreage	126
HB 2580	88	environmental quality omnibus	126
HB 2671	440	NOW: underground storage tanks; standards; reimbursements	126
HB 2677	134	agricultural management practices; general permit	127
HB 2691	325	NOW: ADEQ; water quality program; WOTUS	127
HB 2714	200	environmental technology; biomass; forestry products	127
HB 2758	116	emissions inspection; collectible vehicles; dealers	127

Bill	Chapter	Short Title	Page
HB 2807	362	NOW: Sierra Vista; hummingbird capital	127
SB 1056	39	energy; water; savings accounts	127
SB 1147	227	water banking; storage credits; subcontractors	128
SB 1274	17	assured water supply; subdivisions	128
SB 1307	214	NOW: water; wastewater system; corrective actions	128
SB 1366	272	NOW: remediated groundwater use; date extension	128
SB 1370	69 E	environmental quality; program terminations; repeal	128
SB 1429	149	solid waste services; private provider	129
SB 1442	44	hazardous vegetation removal; state forester	129
SB 1822	407	environment; budget reconciliation; 2021-2022 (See: Committee on Appropriations)	46

1st Special Session

HB 2001	1	appropriations; fire suppression Back to Bill Index	129
-------------------------	----------	---	------------

HB 2033/SB 1367 (Chapter 20): state mine inspector; qualifications

Broadens the work experience and knowledge requirements for the State Mine Inspector, instructs candidates for this office to attest that they fulfill these requirements and directs this official annually to complete continuing education on mine safety and health regulations.

Effective: September 29, 2021

Click [here](#) for bill history.

HB 2034/SB 1223 (Chapter 9): noxious weeds; government projects

Authorizes the state, a political subdivision of this state or any other governmental entity to remove noxious weeds during maintenance operations and capital projects and forbids these entities from using these weeds in landscaping.

Effective: September 29, 2021

Click [here](#) for bill history.

HB 2036/SB 1137 (Chapter 3): electric cooperatives; broadband service; fees

Mandates that any pole attachment agreement between an electric cooperative and a broadband service affiliate require parity in the fees the cooperative charges the affiliate and any unaffiliated video service or telecommunications providers when both are attached to the same pole.

Effective: September 29, 2021

Click [here](#) for bill history.

HB 2037 (Chapter 92): geological survey; state geologist

Requires the state geologist to be a registered geologist or a trained geologist and clarifies that this official serves at the pleasure of the Arizona Board of Regents. Reestablishes the Arizona Geological Survey within the University of Arizona and repeals its termination date.

Effective: September 29, 2021

Click [here](#) for bill history.

HB 2038 (Chapter 128): salvage permit; big game animals

Requires a person to obtain a big game salvage permit before possessing and transporting a big game animal's carcass. Outlines the conditions under which the Arizona Game and Fish Department or peace officer will issue this permit and limits the inspections performed on the carcass and motor vehicle.

Effective: September 29, 2021

Click [here](#) for bill history.

HB 2041/SB 1446 (Chapter 21): groundwater replenishment reserves

Modifies the formula that the Central Arizona Groundwater Replenishment District uses to calculate its required replenishment reserve.

Effective: September 29, 2021

Click [here](#) for bill history.

HB 2042/SB 1364 (Chapter 32): aquifer protection permits; injection wells

Clarifies that class V wells with permits under the Arizona Department of Environmental Quality's or U.S. Environmental Protection Agency's Underground Injection Control permit programs are not exempt from aquifer protection requirements.

Effective: September 29, 2021

Click [here](#) for bill history.

HB 2043/SB 1365 (Chapter 37): underground storage tanks; performance standards

Requires underground storage tank systems to comply with the federal secondary containment performance standards and release detection requirements for interstitial monitoring in effect on January 1, 2020.

Effective: September 29, 2021

Click [here](#) for bill history.

HB 2056/SB 1368 (Chapter 22): water conservation notice; no forfeiture

Allows those who are entitled to use surface waters to file a conservation plan notice describing conservation measures that they will implement and allows them to file and refile this notice for up to 10 years. Exempts the water rights and claims in this notice from abandonment or forfeiture.

Effective: September 29, 2021

Click [here](#) for bill history.

HB 2078/SB 1021 (Chapter 4): groundwater; waterlogged area exemption; date

Extends exemptions for irrigation water duties, conservation requirements and groundwater withdrawals for the Buckeye Waterlogged Area (BWLA) through December 31, 2034. Instructs the Arizona Department of Water Resources Director to review the BWLA's hydrologic conditions, consult with stakeholders and submit a recommendation on extending these exemptions by November 15, 2031.

Effective: September 29, 2021

Click [here](#) for bill history

HB 2079 (Chapter 190): conservation districts; water; invasive vegetation

Authorizes natural resource conservation districts to conduct research and establish programs to eradicate invasive vegetation, administer soil health programs and increase public awareness of soil health and water conservation best practices. Allows someone to file a conservation plan with this district to qualify for the agricultural water conservation system tax credit.

Effective: September 29, 2021

Click [here](#) for bill history.

HB 2247 (Chapter 261): DCS; records; data; access

Requires the Arizona Department of Child Safety to provide information to foster care review boards through an automated information exchange.

Effective: September 29, 2021

Click [here](#) for bill history.

HB 2249/SB 1413 (Chapter 33): state lands; leases; renewal applications

Requires the State Land Department to accept lease renewal applications by mail and electronically and prohibits it from considering how an application was submitted when determining whether to renew a lease. Directs the State Land Commissioner and the Arizona Department of Water Resources Director to develop a plan to create additional water storage facilities on State Trust Lands and outlines reporting requirements.

Effective: September 29, 2021

Click [here](#) for bill history.

HB 2329/SB 1371 (Chapter 27): air quality; omnibus

Makes several changes to the Vehicle Emissions Inspection Program and Voluntary Vehicle Repair and Retrofit Program. Conditions enactment of some changes on the Environmental Protection Agency's approval of Arizona's vehicle emissions testing protocols.

Effective: September 29, 2021

Click [here](#) for bill history.

HB 2388 (Chapter 262): NOW: water supply development fund

Broadens the entities and activities that qualify for financial assistance from the Water Supply Development Revolving Fund. Increases the limit on a single fund grant from \$100,000 to \$250,000.

Effective: September 29, 2021

Click [here](#) for bill history.

HB 2441 (Chapter 85): water; substitute acreage

Allows someone to permanently retire acreage from irrigation and substitute the same amount of acreage if those retired lands were either damaged by a flood or have a limiting condition and certain criteria are met.

Effective: September 29, 2021

Click [here](#) for bill history.

HB 2580 (Chapter 88): environmental quality omnibus

Repeals and revises statutes for various programs administered by the Arizona Department of Environmental Quality.

Effective: September 29, 2021

Click [here](#) for bill history.

HB 2671 (Chapter 440): NOW: underground storage tanks; standards; reimbursements

Extends the time periods for submitting reimbursement claims to the Underground Storage Tank Revolving Fund and using fund monies for noncorrective actions. Modifies the criteria for certain claims that were previously ineligible for reimbursement from this fund.

Effective: September 29, 2021

Click [here](#) for bill history.

HB 2677 (Chapter 134): agricultural management practices; general permit

Specifies that an agricultural general permit include best practices to reduce fugitive PM-10 emissions and specifies instances when commercial farming activities must obtain a state air pollution permit.

Effective: September 29, 2021

Click [here](#) for bill history.

HB 2691 (Chapter 325): NOW: ADEQ; water quality program; WOTUS

Requires the Arizona Department of Environmental Quality to establish a *protected surface waters* list and establishes criteria for inclusion on this list. Expands the jurisdiction of water quality standards, the Total Maximum Daily Load Program and the Arizona Pollutant Discharge Elimination System Program to cover *protected surface waters*.

Effective: September 29, 2021

Click [here](#) for bill history.

HB 2714 (Chapter 200): environmental technology; biomass; forestry products

Allows a company to continue qualifying for the Arizona Commerce Authority's Environmental Technology Assistance Program if it makes additional capital investment in a facility that processes biomass into forestry industry products.

Effective: September 29, 2021

Click [here](#) for bill history.

HB 2758 (Chapter 116): emissions inspection; collectible vehicles; dealers

Exempts *collectible vehicles* from emissions testing if the retail purchaser obtained collectible vehicle or classic automobile insurance coverage before delivery or the vehicle is otherwise exempt from emissions testing based on Arizona Department of Environmental Quality rules.

Effective: September 29, 2021

Click [here](#) for bill history.

HB 2807 (Chapter 362): NOW: Sierra Vista; hummingbird capital

Declares Sierra Vista the official hummingbird capital of Arizona.

Effective: September 29, 2021

Click [here](#) for bill history.

SB 1056/HB 2333 (Chapter 39): energy; water; savings accounts

Extends, from 15 to 25 years, the maximum contract length for projects funded through energy or water savings accounts. Requires impacts to other costs and revenues to be considered when evaluating these projects and allows capital cost repayment schedules that are shorter than what is required in statute to be used for guaranteed energy cost savings contracts.

Effective: September 29, 2021

Click [here](#) for bill history.

SB 1147 (Chapter 227): water banking; storage credits; subcontractors

Authorizes the Arizona Water Banking Authority to directly distribute long-term storage credits to the Central Arizona Water Conservation District's municipal and industrial subcontractors during water supply disruptions or shortages.

Effective: September 29, 2021

Click [here](#) for bill history.

SB 1274/HB 2336 (Chapter 17): assured water supply; subdivisions

Permits a water provider in the Pinal Active Management Area to retain the volume of groundwater and stored water approved in its most recent designation of assured water supply without further hydrologic review. Allows developers to increase the number of housing units or lots on subdivision plats associated with existing certificates of assured water supply in this management area.

Effective: September 29, 2021

Click [here](#) for bill history.

SB 1307 (Chapter 214): NOW: water; wastewater system; corrective actions

Requires the Arizona Department of Environmental Quality to make a written request for corrective action for water quality control noncompliance at a wastewater treatment facility or public water system. Directs the Arizona Corporation Commission to begin corrective actions within 30 days of receiving this request.

Effective: September 29, 2021

Click [here](#) for bill history.

SB 1366 (Chapter 272): NOW: remediated groundwater use; date; extension

Extends, from 2025 to 2050, allowing certain water providers' use of up to 65,000 acre-feet annually of remediated groundwater to be considered consistent with an active management area's management goal.

Effective: September 29, 2021

Click [here](#) for bill history.

SB 1370 (Chapter 69 E): environmental quality; program terminations; repeal

An emergency measure that repeals the termination dates for the Arizona Department of Environmental Quality's (ADEQ) Vehicle Emissions Inspection Program, Voluntary Remediation Program and Total Maximum Daily Load Program. Places the Oil and Gas Conservation Commission within ADEQ and eliminates its termination date. Reestablishes the Monitoring Assistance Program and Safe Drinking Water Program Fund within ADEQ.

Effective: March 18, 2021

Click [here](#) for bill history.

SB 1429 (Chapter 149): solid waste services; private provider

Prohibits a county or municipality from establishing a criminal penalty against someone who refuses to purchase solid waste collection services from a private service provider unless that provider contracted with the county or municipality to provide these services.

Effective: September 29, 2021

Click [here](#) for bill history.

SB 1442/HB 2440 (Chapter 44): hazardous vegetation removal; state forester

Authorizes the State Forester to enter into intergovernmental agreements or memorandums of understanding with public agencies to remove hazardous vegetation from lands in Arizona and use legislative appropriations and programs designed to reduce recidivism for forest restoration projects on these lands.

Effective: September 29, 2021

Click [here](#) for bill history.

1st Special Session

HB 2001/SB 1001 (Chapter 1): appropriations; fire suppression

Appropriates \$75 million from the state General Fund to the Department of Forestry and Fire Management (DFFM) in fiscal year 2021 for wildfire emergency response efforts and limits how much monies can be spent on certain activities. Also appropriates \$24,541,800 from the state General Fund to DFFM in the same fiscal year for wildfire mitigation equipment and personnel.

Effective: September 29, 2021

Click [here](#) for bill history.